

### Intangible Tax Law Changes for 1999

The 1998 Legislature made several changes regarding intangible personal property tax assessed on January 1, 1999 (due by June 30, 1999). Those changes are:

- Individual and Joint Filers: If your tax due is less than \$60 before discount, you do not have to pay the tax and you do not have to file a return. If you received a preprinted return and your tax due is less than \$60, we recommend that you telefile (1-800-550-6713) to avoid future contact for this tax year.
- Corporation, Partnership and Fiduciary Filers: If your tax due is less than \$60 before discount, no tax payment is required; however, the return must still be filed.
- One-third of business accounts receivable arising or acquired in the ordinary course of trade or business are exempt.
- Penalties have been reduced:
  - The penalty for late filing has been reduced to 10% per month, or portion of a month, not to exceed a maximum of 50% of the tax due.  
**Note:** the penalty for delinquent payment of the intangible tax remains at 10% per month, or portion of a month, not to exceed a maximum of 50% of the tax due.
  - The total maximum combined penalty for late filing and delinquent payment of tax cannot exceed 50% of the tax due.
  - The penalties for undervalued or omitted property have been reduced to 10% of the tax attributed to the omission or undervaluation.
- The IRA exemption now includes Roth IRAs and Educational IRAs.
- Non-transferable options granted under an Employee Stock Incentive Plan are exempt.
- All Real Estate Mortgage Investment Conduits (REMICs) are now exempt.
- Credit card receivables owned by Florida banks are taxable only if the debt is owed by a Florida resident.
- Bank trust departments are required to file a bank master return for their trust accounts using machine sensible media.

#### **FOR MORE INFORMATION**

**This document is intended to alert you to the requirements contained in Florida laws and administrative rules. It does not by its own effect create rights or require compliance.**

**For more information call Tax Information Services, Monday - Friday, 8:00 a.m. to 5:00 p.m., ET, at 850-488-6800.**

**Hearing or speech impaired persons should call our TDD at 1-800-367-8331 or 850-922-1115.**

**For a detailed written response to your questions, write the Florida Department of Revenue, PO Box 7443, Tallahassee, FL 32314-7443.**

**Also, visit our Web site at <http://sun6.dms.state.fl.us/dor/> for forms and other information.**

**Get tax forms quickly by FAX ON DEMAND. Call 850-922-3676, twenty-four hours a day, seven days a week, using your fax machine handset and follow the instructions.**

#### **References:**

Chapters 98-132 and 98-342, Laws of Florida